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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Akira YAMANOUE et al.

Group Art Unit: 2811

Serial No.: 10/694,766

Examiner: Nitin Parekh

Filed: October 29, 2003

Confirmation No.: 5286

For: SEMICONDUCTOR DEVICE AND METHOD FOR FABRICATING
THE SAME

Attorney Docket Number: 032069

Customer Number: 38834

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

September 24, 2004

Sir:

This paper is submitted in response to the Official Action dated August 30, 2004.

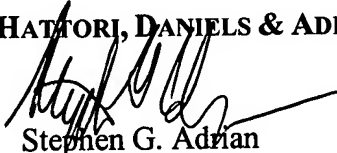
In the Action, restriction is required between Group I, Claims (1-11) and Group II, Claims (12-18).

Applicants hereby elect the subject matter of Group I, Claims (1-11) for prosecution in this application. This election is made without traverse, and it is understood that Applicants' rights to the filing of a divisional application directed to the non-elected subject matter under 35 U.S.C. §120 and 35 U.S.C. §121 are retained.

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Serial No. 10/694,766
Attorney Docket No. 032069

If this paper is not timely filed, Applicants respectfully petition for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,
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